

UNITED STATES OF AMERICA
POSTAL REGULATORY COMMISSION
WASHINGTON, DC 20268-0001

Before Commissioners:

Ruth Y. Goldway, Chairman;
Nanci E. Langley, Vice Chairman;
Mark Acton;
Tony Hammond; and
Robert G. Taub

Competitive Product Prices
Express Mail & Priority Mail Contract 6 (MC2009-31)
Negotiated Service Agreement

Docket No. CP2009-42

ORDER GRANTING MOTION FOR TEMPORARY RELIEF

(Issued November 6, 2012)

The Negotiated Service Agreement approved in this proceeding (Existing Agreement) is set to expire November 9, 2012.¹ The Postal Service requests that the Commission grant a 30-day extension to allow the Existing Agreement to remain in effect until such time as the Postal Service and its contract customer reach a new agreement and have such agreement reviewed by the Commission. *Id.* at 2.

The Postal Service represents that the parties have been working diligently to reach a new agreement, but have not yet done so. *Id.* at 1. The Postal Service represents that it and the contract customer expect to reach agreement on a new contract within the next week. *Id.* To maintain continuity, the Postal Service requests

¹ See Motion of the United States Postal Service for Temporary Relief, November 5, 2012 (Motion).

that the terms and conditions of the Existing Agreement be extended for 30 days. *Id.* at 2.

In addition, the Postal Service notes that in Order No. 1523, the Commission indicated that future motions for relief should be filed at least seven days prior to the contract's expiration. *Id.*² Citing the press of other business, the Postal Service states it was unable to file the Motion a week before the contract's expiration date, but that it "fully intends to provide the Commission with at least seven days to review future motions for relief." Motion at 2. The Commission anticipates that the Postal Service will fulfill that intent.

The Motion is granted. The Existing Agreement is authorized to continue for 30 days from the current expiration date until December 10, 2012. Allowing the Existing Agreement to remain in effect temporarily is in the public interest and will not prejudice any person.

It is ordered:

1. The Motion of the United States Postal Service for Temporary Relief, filed November 5, 2012, is granted.
2. The Existing Agreement is authorized to continue for 30 days from the current expiration date until December 10, 2012.

By the Commission.

Shoshana M. Grove
Secretary

Hammond, Commissioner, dissenting

² See Order No. 1523, Docket No. CP2009-38, Order Granting Motion for Temporary Relief and Providing Guidance Regarding Future Motions for Temporary Relief, November 1, 2012.